



Economic Impact Analysis Virginia Department of Planning and Budget

8 VAC 20-720 – Regulations Governing Local School Boards and School Divisions
Department of Education
November 19, 2009

Summary of the Proposed Amendments to Regulation

The Board of Education (Board) currently has three sets of regulations governing textbooks and one set of regulations governing instructional materials. The regulations governing textbooks are: *Regulations Governing Textbook Adoption State Level* (8 VAC 20-220), *Regulations Governing Textbook Adoption Local Level* (8 VAC 20-230), and *Regulations Governing Textbook Fund Management and Handling on Local Level* (8 VAC 20-270). The regulations governing instructional materials are: *Regulations Governing Instructional Materials – Selection and Utilization by Local School Boards* (8 VAC 20-170). All of these regulations were adopted on or before September 1, 1980, and have not been amended since that time. The Board proposes to repeal all four of these regulations and add provisions concerning textbooks and instructional materials to the proposed *Regulations Governing Local School Boards and School Divisions* (8 VAC 20-720).

Result of Analysis

The benefits likely exceed the costs for all proposed changes.

Estimated Economic Impact

All of the proposed textbook and instructional material rules and requirements for the *Regulations Governing Local School Boards and School Divisions* are either essentially the same as the current rules and requirements in the existing four regulations mentioned above, reflect current federal law, are directly from the Code of Virginia, or are clarifications. Thus, the proposals will not have significant impact beyond the positive impact of additional clarity.

Businesses and Entities Affected

The proposed amendments affect the 132 school divisions in the Commonwealth as well as the over one million students in Virginia's public schools and their parents or guardians.

Localities Particularly Affected

The proposed amendments affect all localities and do not disproportionately affect particular localities.

Projected Impact on Employment

The proposed amendments are unlikely to significantly affect employment.

Effects on the Use and Value of Private Property

The proposed amendments are unlikely to significantly affect the use and value of private property.

Small Businesses: Costs and Other Effects

The proposed amendments are unlikely to significantly affect small businesses.

Small Businesses: Alternative Method that Minimizes Adverse Impact

The proposed amendments are unlikely to significantly affect small businesses.

Real Estate Development Costs

The proposed amendments are unlikely to significantly affect real estate development costs.

Legal Mandate

The Department of Planning and Budget (DPB) has analyzed the economic impact of this proposed regulation in accordance with Section 2.2-4007.04 of the Administrative Process Act and Executive Order Number 36 (06). Section 2.2-4007.04 requires that such economic impact analyses include, but need not be limited to, the projected number of businesses or other entities to whom the regulation would apply, the identity of any localities and types of businesses or other entities particularly affected, the projected number of persons and employment positions to be affected, the projected costs to affected businesses or entities to implement or comply with the regulation, and the impact on the use and value of private property. Further, if the proposed

regulation has adverse effect on small businesses, Section 2.2-4007.04 requires that such economic impact analyses include (i) an identification and estimate of the number of small businesses subject to the regulation; (ii) the projected reporting, recordkeeping, and other administrative costs required for small businesses to comply with the regulation, including the type of professional skills necessary for preparing required reports and other documents; (iii) a statement of the probable effect of the regulation on affected small businesses; and (iv) a description of any less intrusive or less costly alternative methods of achieving the purpose of the regulation. The analysis presented above represents DPB's best estimate of these economic impacts.